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August 12, 2008

BY HAND

Honorable George B. Daniels
United States District Judge
Southern District of New York
Daniel Patrick Moynihan Courthouse
500 Pearl Street, Room 630
New York, New York 10007

SO ORDERED

The oral argument is adjourned to
October 22, 2008 at 10:00 a.m.

AUG 14 2008

George B. Daniels
HON. GEORGE B. DANIELS

Re: Beinecke v. S&H Marketing, Inc., No. 08-CV-2483 (GBD)

Dear Judge Daniels:

We represent Defendants S&H Marketing, Inc. and The Sperry and Hutchinson Company, Inc. in connection with the above-referenced matter. We write with the consent of Plaintiffs' counsel concerning the August 20, 2008 oral argument on Defendants' pending Motion to Transfer Venue to the Central District of California and Plaintiffs' pending Motion for Abstention and Remand ("Oral Argument"). As the Court will recall, on June 13 and July 8, 2008, the parties requested that the Court adjourn Oral Argument to allow them time to explore settlement. The parties respectfully request an additional eight-week adjournment to try and resolve the matter.

Respectfully submitted,

Gary Svirsky
Gary Svirsky

cc: Laura Steinberg, Esq.